

CERTIFICATION OF A SEXUALLY DANGEROUS PERSON

(1) I, Trent H. Evans, am Acting Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248(a).

(2) Bureau records reflect the following: Inmate Carlos Ofarrit-Figueroa, Register Number 00976-131, is in Bureau custody at the Federal Correctional Institution, Butner, North Carolina, in service of a 120-month term of imprisonment and a three-year term of supervised release, following his conviction for Knowingly Engaging in Sexual Contact With Another Person by Force, in violation of 18 U.S.C. § 2244 (a)(1); and Forcibly Assaulting, Opposing, Impeding, Intimidating or Interfering With BOP Employee Engaged in the Performance of Duties and Inflicting Bodily Injury, in violation of 18 U.S.C. § 111(a) and (b) (S.D. Ind.) (Case No. 2:00CR00014-001). His offense conduct, occurring while he was an inmate at USP Terre Haute, included grabbing a female cook supervisor from behind, wrapping his arms around her upper chest, covering the victim's nose and mouth when she started to scream, turning her around and biting her lip and both of her cheeks when she resisted his attempts to kiss her,

and rubbing her genitals, causing the victim to wet her pants.

His projected release date is February 16, 2010.

(3) Based on a review of his Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:


(a) He previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by his current offense conduct. Additionally, he was previously convicted of Robbery, Aggravated Sexual Assault, Possession of a Weapon, and Possession of a Weapon for Unlawful Purpose, in the Superior Court of New Jersey, Union County (Indictment No. 295, 1982 Term), for raping a female victim at knifepoint during the commission of a robbery;

(b) A psychological review and assessment indicated an Axis I diagnosis of Exhibitionism and an Axis II diagnosis of Antisocial Personality Disorder;

(c) A review and assessment of him using an actuarial risk assessment instrument (Static-99R) was conducted. This result, in addition to his current and prior offense conduct, intimacy deficits, sexual preoccupation, poor

sexual self-regulation, poor general self-regulation, and lifestyle instability, indicate he will have serious difficulty refraining from sexually violent conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.


Trent H. Evans
Acting Chairperson
Certification Review Panel
Federal Bureau of Prisons

2 - 12 - 10
Date